

NOV 08 2006

IFW

Atty. Dkt. No. 034536-0220



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tod R. SMEAL et al.
 Title: PHOSPHOSPECIFIC PAK
 ANTIBODIES AND
 DIAGNOSTIC KITS

Appl. No.: 10/716,936
 Filing Date: 11/20/2003
 Examiner: Sean E. AEDER
 Art Unit: 1642
 Confirmation Number: 6791

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EL963564379US (Express Mail Label Number)	11/7/06 (Date of Deposit)
Abiodun Airoh (Printed Name)	
 (Signature)	

AMENDMENT TRANSMITTAL

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[] Assertion of Small Entity status is enclosed.

[X] The fee required for additional claims is calculated below:

	Claims		Previously		Extra		Additional	
	As		Paid For		Claims		Claims Fee	
	Amended				Present	Rate		
Total Claims:	60	-	62	=	0	x \$50.00	=	\$0.00

Independent Claims:	11	-	11	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL								=	\$0.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$0.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
Extension Fees Previously Paid:		\$0.00
TOTAL FEE:		\$0.00

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date November 7, 2006

By V.S. Mohan-Ram

FOLEY & LARDNER LLP
Customer Number: 22428
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Beth A. Burrous, Reg. No. 35,087
Vid Mohan-Ram, Reg. No. 55,459



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Examiner: Sean E. AEDER

Art Unit: 1642

Conf. No. 6791

AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

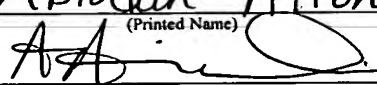
Sir:

This communication is responsive to the Non-Final Office Action dated August 8, 2006, for the above-referenced patent application. Applicant considers this paper timely filed without Petition for extension of time or fee as of on or before November 8th.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 10 this document.

Please amend the application as follows:

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